

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 4152

IN THE MATTER OF:

Served August 16, 1993

Investigation of Failure to File     )  
Annual Report and Order to Show     )  
Cause Why Operating Authority       )  
Should not be Suspended or Revoked,)  
Directed to: IRONSIDES MEDICAL       )  
TRANSPORTATION CORPORATION (NO. 31))

Case No. MP-93-15

This proceeding was initiated on June 15, 1993, in Order No. 4111, as amended July 1, 1993, by Order No. 4118. Ironsides Medical Transportation Corporation (Ironsides) was directed to pay a \$250 assessment and appear at a hearing scheduled for July 15, 1993, to show cause why its certificate should not be suspended or revoked. In lieu of paying the assessment and appearing at the hearing, Ironsides was permitted to pay a \$100 civil forfeiture and file its annual report on or before July 9, 1993.

Ironsides's certificate was automatically suspended at 12:01 a.m., July 16, 1993, for failure to respond to Order Nos. 4111 and 4118 on or before July 15, 1993. Ironsides submitted its annual report and a check for \$250 on July 16. The Executive Director accepted Ironsides's late-filed report and issued Order No. 4138 "For the Commission," lifting the suspension but continuing the proceeding for a final determination.<sup>1</sup>

Three other carriers, David C. Pearson, trading as E&H Transportation Co., Bethany Travel Agency, Inc., trading as Bethany Travel and Limousine Service, and C&M Corporation, were scheduled to attend the hearing with Ironsides, but they did not appear. Those three and Ironsides are responsible for the hearing costs by virtue of not responding to Order Nos. 4111 and 4118 by noon of the day preceding the hearing.<sup>2</sup> The Commission's records show that the cost of the hearing was \$250. Each carrier's share, therefore, is \$62.50.

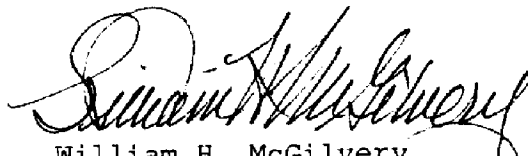
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<sup>1</sup> The Executive Director has authority under Commission Regulation No. 7-05 to extend filing deadlines for good cause. See e.g., In re Automated Business Sys. & Servs., Inc., No. MP-93-25, Order No. 4136 (July 14, 1993) (report & forfeiture submitted and accepted July 14, 1993, terminating proceeding).

<sup>2</sup> In re Statement of Policy Regarding Hearing Officer Expenses, General Order No. 21 (Oct. 3, 1983).

THEREFORE, IT IS ORDERED that the Executive Director shall refund \$87.50 of the \$250 deposited with the Commission by Ironsides Medical Transportation Corporation, retaining \$100 in payment of a civil forfeiture and \$62.50 in pro rata payment of hearing costs, thereby terminating Case No. MP-93-15.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS DAVENPORT, SCHIFTER, AND SHANNON:



William H. McGilvery  
Executive Director